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NO. 931 P. 1

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F A C S I M I L E C O V E R S H E E T

TO: EXAMINER: WILLIAM MILLER (ART UNIT: 3677)

CLIENT NUMBER: 24104A

TELEPHONE: 703-305-3978 FAX: 703-872-9326

FROM: PAUL J. DITMYER, ESQ.

DATE: February 10, 2004

NUMBER OF PAGES (INCLUDING COVER SHEET): 17

COMMENTS/INSTRUCTIONS:

Please see attached Amendment responsive to Examiner's office action mailed December 10, 2003 for Application Serial No. 09/703,277.

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Case No. 24104A

MS Non-Fee Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In re Application of: **PURVIS**  
Serial No.: **09/703,277**  
Filed: **OCTOBER 31, 2000**  
For: **TEMPORARY GUARD RAIL SYSTEM**

Sir:

Transmitted herewith is an amendment in the above-identified application.

☐ Applicant qualifies as a small entity under 37 CFR § 1.27.☒ No additional fee is required.

The fee has been calculated as shown below:

FOR:	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	25	25	0	X 9	\$	OR X 18	\$ XX
INDEPT CLAIMS	3	3	0	X 42	\$	OR X 86	\$ XX
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ 140	\$	OR + 280	
				TOTAL ADD'L FEE		TOTAL ADD'L FEE	\$ 0

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The  
 "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the  
 equivalent box in Col. 1  
 of a prior amendment of the number of claims originally filed.

☒ The Commissioner is hereby authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.☒ PLEASE ADDRESS ALL CORRESPONDENCE TO ATTORNEY OF RECORD: CHRISTOPHER F. REGAN☒ Please associate this application with Customer No. 27975.

27975

PATENT TRADEMARK OFFICE

February 10, 2004  
DATE

*Paul J. Ditmyer*  
PAUL J. DITMYER  
REG. NO. 40,455

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NO. 931 P. 3

#28/D 45  
3/24/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application of:  
PURVIS ET AL.

Serial No. 09/703,277

Confirmation No. 1667

Filed: October 31, 2000

For: TEMPORARY GUARD RAIL SYSTEM  
(Reissue of U.S. Patent No.  
5,842,685)

Examiner: William MILLER

Art Unit: 3677

Attorney Docket: 24104A

AMENDMENT

Mail Stop: Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action of December 10,  
2003, please enter the amendments and consider the remarks set  
out below.

Amendments to the Claims are reflected in the listing of  
claims which begins on page 2 of this filing.

Remarks begin on page 12 of this filing.

DO NOT ENTER a.m. 3/4/04